

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

EASTMAN KODAK COMPANY,

Plaintiff,

v.

RICOH COMPANY, LTD.

Defendant.

Case No. 1:12-cv-03109 (DLC)

NOTICE OF MOTIONS IN LIMINE BY EASTMAN KODAK COMPANY

PLEASE TAKE NOTICE that upon Plaintiff Eastman Kodak Company's ("Kodak") Memorandum of Law in Support of its Motion's In Limine, Kodak will move this Court, at the United States Courthouse, 500 Pearl Street, New York, New York, at a date and time to be determined by the Court, to issue an Order that:

1. Ricoh Company, Ltd. ("Rico") Is Precluded From Arguing At Trial That Damages Are Any Less Than The Amounts Conceded By Rico's Damages Expert In His Expert Report;
2. Rico Is Precluded From Arguing At Trial That DSLR "Kits" Do Not Include Lenses;
3. Rico Is Precluded From Relying On Japanese Documents That It Did Not Translate During Discovery;
4. Rico Is Precluded From Arguing At Trial That The PLA Term "Net Sales" Means The Price Set Forth In "Advance Pricing Agreements";
5. Rico Is Precluded From Referring At Trial To Kodak's Bankruptcy or Patent Sale;
6. Rico Is Precluded From Re-Arguing Issues At Trial That The Court Already Resolved On Summary Judgment;
7. Rico Is Precluded From Arguing At Trial That It Is Somehow "Unfair" For Rico To Have To Pay The Damages Required By The PLA; and
8. Rico Is Precluded From Referring At Trial To Its Unrelated Bankruptcy Claims And Litigation Against Kodak.

WHEREFORE, Kodak requests that its Motions In Limine be granted in all respects.

Dated: New York, New York
October 7, 2013

Respectfully submitted,

/s/ Robert J. Gunther, Jr.

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Attorneys for Eastman Kodak Company

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EASTMAN KODAK COMPANY,)	
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v.)	
)	
RICOH COMPANY, LTD.)	Civil Action No. 1:12-cv-03109 (DLC)
)	
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)	
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 7th day of October, 2013, I caused Plaintiff Eastman Kodak Company's Notice of Motions In Limine, and all supporting papers to be served on all attorneys of record by email and through the Court's ECF system.

By: /s/ Robert J. Gunther, Jr.